

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *[Signature]* D.C.
05 OCT 17 PM 3:25

CURTIS BYRD,

Plaintiff,

vs.

UNITED STATES OF AMERICA,

Defendant.

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

Cr. No. 04-20241-B/P

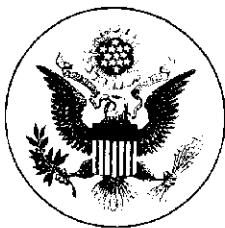
ORDER GRANTING DEFENDANT BYRD'S MOTION FOR A BILL OF PARTICULARS

Before the court is defendant Curtis Byrd, Jr.'s Motion for a Bill of Particulars, filed August 26, 2005 (dkt #100). In his motion, defendant Byrd asks the court to order the government to file a Bill of Particulars setting out specific details of the allegations against him, as set forth in paragraphs 1 through 8 of his motion. This motion was referred to the United States Magistrate Judge for determination.

Local Rule 12.1(c) provides that if a party opposes a motion, it shall file a response within eleven days after the motion is served. "Failure to file a response will constitute a waiver of any objections which the party may have to a motion." See LCrR12.1(c). The government did not file a response within this eleven-day period. On September 14, 2005, the court entered an order directing the government to respond to Byrd's motion within

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(110)



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Michael J. Stengel
STENGEL LAW FIRM
50 North Front Street
Ste. 850
Memphis, TN 38103--111

Tracy Lynn Berry
U.S. ATTORNEY'S OFFICE
167 N. Main St.
Ste. 800
Memphis, TN 38103

Lee Howard Gerald
LAW OFFICE OF LEE GERALD
8 S. Third St.
Fourth Floor
Memphis, TN 38103

Michael Edwin Scholl
THE SCHOLL LAW FIRM
8 S. Third St.
Fourth Floor
Memphis, TN 38103--238

Honorable J. Breen
US DISTRICT COURT